

LAW OFFICES OF JOHN BENEDICT  
JOHN BENEDICT, ESQ.  
NEVADA BAR NO. 005581  
2190 E. PEBBLE ROAD, SUITE 260  
LAS VEGAS, NEVADA 89123  
Telephone: (702) 333-3770  
Facsimile: (702) 361-3685

STOKES ROBERTS & WAGNER  
ARCH STOKES  
ADMITTED *PRO HAC VICE*  
JOHN R. HUNT  
ADMITTED *PRO HAC VICE*  
RONALD R. GIUSSO  
ADMITTED *PRO HAC VICE*  
3593 HEMPHILL STREET  
ATLANTA, GA 30337  
Telephone: (404) 766-0076  
Facsimile: (404) 766-8823

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

HENRY A. WHITFIELD,  
Plaintiff,

v.

PICK UP STIX, INC., a California corporation,  
et al.  
Defendants.

Case No. 2:10-CV-00099-ECR (PAL)

**DEFENDANTS' CONSENT MOTION FOR  
AN EXCEPTION TO THE ATTENDANCE  
REQUIREMENT FOR THE APRIL 12,  
2013 SETTLEMENT CONFERENCE AND  
PROPOSED ORDER**

Defendants, Pick Up Stix, Inc. and Pick Up Stix, Nevada, Inc., respectfully request that one of its counsel, Arch Stokes, Esq., be granted leave to not attend the settlement conference scheduled in the above action for April 12, 2013. As grounds for this Motion, the defendants show as follows:

1. A settlement conference with the Court is scheduled for April 12, 2013. (Dkt. No. 78).

2. Defendants have been represented in this case by John Hunt, Esq. and Arch Stokes, Esq., of the firm of Stokes, Roberts & Wagner.
3. Mr. Hunt will attend the settlement conference on behalf of Pick Up Stix.
4. A representative of Pick Up Stix also will attend pursuant to the Court's instruction.
5. Mr. Stokes, however, cannot attend due to commitments in other cases and respectfully requests that he be granted leave to not attend.
6. Prior to filing this Motion, defendants' counsel conferred with plaintiff's counsel who stated that plaintiff consented to this request.

WHEREFORE, the defendant respectfully requests that this Motion be granted and that Mr. Stokes be excused from attending the April 12, 2013 settlement conference in this case.

This 4th day of April, 2013.

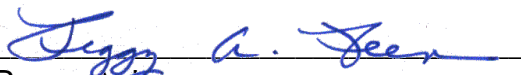
LAW OFFICES OF JOHN BENEDICT

John Benedict  
Law Offices of John Benedict  
2190 E. Pebble Road, Suite 260  
Las Vegas, NV 89123  
Local Counsel for Defendants

STOKES ROBERTS & WAGNER

s/s Arch Stokes  
Admitted Pro Hac Vice  
John R. Hunt  
Admitted Pro Hac Vice  
Ronald R. Giusso  
Admitted Pro Hac Vice  
Attorneys for Defendants

IT IS SO ORDERED this 5th day of April, 2013.

  
Peggy A. Leen  
United States Magistrate Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on the date below I electronically filed the above with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record:

Matthew Beasley  
Beasley Law Group  
3090 West Durango Drive, Suite 200  
Las Vegas, NV 89117

This 4th day of April, 2013.

s/s John R. Hunt